

CAMPAIGN SPENDING COMMISSION

STATE OF HAWAII

In Re the Matter of	)	CA 03-17
	)	
WMO CORPORATION, INC. and	)	
Wilson M. Okamoto,	)	
	)	
Respondents.	)	
_____	)	

CONCILIATION AGREEMENT

On or around August 2002, Robert Y. Watada, Executive Director for the Campaign Spending Commission ("Commission"), initiated an investigation of Respondents, WMO Corporation, Inc. and Wilson M. Okamoto (collectively "WMO"). WMO is registered with the Business Registration Division as doing business in consulting engineering, architectural and planning, whose business address is 1907 S Beretania Street, Honolulu, Hawaii. Business registration records list Wilson M. Okamoto as President and Nora N. Shiratori, as Director. Officers also include Wilson M. Okamoto's wife Kikuno Okamoto and daughter Darcie Inamasu. The investigation was initiated pursuant to the express authority of section 11-193, Hawaii Revised Statutes ("HRS"), for a determination of whether the campaign spending law had been violated and a complaint would be submitted to the Commission.

NOW, THEREFORE, WMO and the Commission, having entered into conciliation and pursuant to section 11-216(g), HRS, do hereby agree as follows:

- I. That the Commission has jurisdiction over Respondents and the subject matter of this administrative action.

- II. That this Conciliation Agreement ("Agreement") and upon complete performance of the conditions stated herein has the effect of remedial or corrective action taken by Respondents pursuant to section 11-216(g), HRS.
- III. That Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- IV. That Respondents waive the right to be heard at a public hearing conducted under chapter 91, HRS, pursuant to section 11-228(b), HRS.
- V. That Respondents enter into this Agreement with the Commission on their own volition and with full knowledge and understanding.
- VI. That parties agree to the pertinent facts as follows:
  1. On or around August 2002, Robert Y. Watada, in his capacity as Executive Director of the Campaign Spending Commission, and upon information received through the disclosure statements of the Mazie Hirono campaign committee ("Hirono") and the Ben Cayetano campaign committee ("Cayetano"), initiated an investigation involving violations of the campaign spending statute.
  2. Section 11-204(a)(1)(B), HRS, reads in part as follows: No person, other than a candidate for the candidate's own campaign, or any other entity shall make contributions to:...A candidate seeking nomination or election to a four-year statewide office or to the

candidate's committee in an aggregate amount greater than \$6,000 during an election period.

3. Section 11-202, HRS reads in part as follows:...No person shall make a contribution of the person's own money or property, or money or property of another person to any candidate, party, or committee in connection with a nomination for election, or election, in any name other than the true name of the person who owns the money or who supplied the money or property.
4. The election period for the Hirono campaign for Lieutenant Governor includes the period from January 1995 to November 6, 1998.
5. On or about October 1998, Kenneth Inamasu, son-in-law of Wilson Okamoto made a contribution to Hirono in the amount of \$3,000.
6. The election period for the Cayetano campaign for Governor includes the period from January 1995 to November 6, 1998.
7. On or about December 1997, Kenneth Inamasu made a contribution to Cayetano in the amount of \$1,500.
8. On or about December 1997, Darcie Inamasu made a contribution to Cayetano in the amount of \$1,500.
9. On or about June 1998, Kenneth Inamasu made a contribution to Cayetano in the amount of \$1,000.

10. On or about June 1998, Darcie Inamasu made a contribution to Cayetano in the amount of \$1,000.
11. That contributions to Hirono and Cayetano were made on behalf of WMO and reimbursed by Wilson Okamoto.
12. That WMO failed to file an organizational report pursuant to section 11-194, HRS.
13. That WMO failed to file disclosure reports pursuant to sections 11-212 and 11-213, HRS.

VII. Settlement Terms

As final settlement of the matter and issues in Conciliation Agreement #03-17, WMO understands and agrees to the following:

- (A) WMO agrees to an assessment of **Five Thousand Dollars (\$5,000)** pursuant to section 11-228, HRS.
  - (1) For violation of section 11-202, HRS, making campaign contributions in the name of another to the Hirono campaign committee;
  - (2) For violation of section 11-202, HRS, making campaign contributions in the name of another to the Cayetano campaign committee;
  - (3) For failure to file an organizational report pursuant to section 11-194, HRS; and
  - (4) For failure to file required disclosure reports pursuant to sections 11-212 and 11-213, HRS.

(B) WMO agrees to comply with campaign finance statutes on contribution and expenditures to candidate committees.

(C) Terms of payment of the assessment shall be by Order of the Commission.

VIII. The Commission upon its own motion or a written request of anyone filing a complaint under section 11-216, HRS, may review compliance with the Agreement. If the Commission believes that the Agreement has been violated, it may institute administrative proceedings or a civil action in the Circuit Court of the First Circuit pursuant to section 11-228(c), HRS.

IX. This Agreement shall become effective as of the date that all parties have signed and the Commission has approved the entire Agreement.

X. This Agreement constitutes the entire agreement between the Commission and WMO on the matters raised herein, and no other statement, promise, or agreement, either in writing or oral, not contained in this Agreement made by either party or by agents of either party shall be enforceable.

XI. This Agreement, unless violated, shall be a complete bar to any further action by the Commission with respect to the violations at issue in this matter.

**FOR THE COMMISSION:**

Robert Y. Watada, Executive Director

By: \_\_\_\_\_

Date: \_\_\_\_\_

**FOR THE RESPONDENT(S)**

Wilson M. Okamoto

By: \_\_\_\_\_

(Name)

(Title)

Date: \_\_\_\_\_